UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE LOWER MANHATTAN
DISASTER SITE LITIGATION

THIS DOCUMENT APPLIES TO ALL
LOWER MANHATTAN DISASTER SITE
LITIGATION

21 MC 102 (AKH)

STIPULATION OF
DISCONTINUANCE AND
COURT ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for the parties to the actions listed in **"Schedule A"** attached hereto, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled actions be, and the same hereby are discontinued without prejudice as against *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.,* and as to the *130 Liberty Street locations only*, without costs to either party as against the other.

IT IS FURTHER STIPULATED AND AGREED, that should evidence be discovered throughout the course of the litigation which determines that *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.,* is a proper party to these suits, plaintiff may reinstitute these actions without regards to the applicable statute of limitations as a defense.

This stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York
      December 14, 2007

SEGAL McCAMBRIDGE SINGER
& MAHONEY, LTD.
Attorneys for The Bank of New York
Mellon Corporation, as Successor to
The Bank of New York Company, Inc.,
The Bank of New York,
One Wall Street Holdings LLC
4101 Austin Blvd. Corporation,
The Bank of New York
Trust Company, N.A.

/s/

By: Christian H. Gannon (CG-1621)
     830 Third Avenue, Suite 400
     New York, New York 10022
     (212) 651-1500

WORBY GRONER EDELMAN &
NAPOLI BERN
Attorneys for Plaintiff

By: Christopher R. Lopalo, Esq. (CL-6466)
     115 Broadway, 12th Floor
     New York, New York 10006
     (212) 267-3700

SO ORDERED: 1/28/08

HON. ALVIN K. HELLERSTEIN

SCHEDULE A
STIPULATION AND ORDER OF DISMISSAL
RELATED TO 130 LIBERTY STREET COMPLAINTS
FOR THE FOLLOWING PLAINTIFFS:

	Plaintiff Name	Index # All (AKH)
1	Acosta, Byron	07CV1552
2	Adriano, Luis	07CV4445
3	Agudelo, Gladys	07CV4446
4	Ali, Enrique	07CV01554
5	Allivar, Raul	05CV9821
6	Alvarez, Maria	05CV10135
7	Alvarracin, Jose	07CV01556
8	Asencio, Ivan	07CV1460
9	Atencia, Marcelo	07CV01562
10	Bailon, Peter B.	07CV05336
11	Barahona, Jose	07CV5550
12	Betancourt, Hector	07CV4453
13	Burgos, Leopoldo	07CV1473
14	Caguana, Manuel	06CV11968
15	Calero, Ivan	07CV1575
16	Calle, Wilson	07CV01578
17	Campoverde, Rey R.	07CV05280
18	Campozano, Rodrigo	07CV4459
19	Cardenas, Edison	07CV1580
20	Castillo, Silvia	05CV1718
21	Chuva, Nancy	07CV01589
22	Cintron, Yolanda	06CV5631
23	Cortez, Jorge E.	07CV05394
24	Criollo, Nancy	07CV4462
25	Dota, Clara	07CV01602
26	Drake, Jesse	07CV05353
27	Duarte, Inerva	07CV01603
28	Dutan, Elvia and Wilfredo	07CV1606
29	Encalada, Jorge	07CV1607
30	Franco, Luis	07CV4466

31	Frelas, Janina	07CV01612
32	Gallardo, Norberto	07CV05290
33	Garcia, Viviana	07CV1617
34	Gaspar, Peter	05CV10739
35	Giamo, Samuel T.	06CV11676
36	Giraldo, Hitien E.	07CV5554
37	Gualpa, Rosa	07CV4472
38	Guzman, Armando	07CV5556
39	Hernando, Avenia	07CV4473
40	Hurtado, Julio	07CV05295
41	Idrovo, Edgar	07CV1627
42	Idrovo, Manuel	07CV01628
43	Inga, Jorge	07CV01629
44	Jablonski, Jozef	07CV01630
45	Jaramillo, Jonas	06CV14746
46	Karus, Marian	07CV01635
47	Lascano, Ana	05CV9333
48	Lasica, Andrezej	07CV4480
49	Lenis, Carlos	06CV10045
50	Leon, Cesar	07CV063
51	Leon, Ines	07CV4481
52	Loja, Wilmo	07CV4482
53	Lucero, Fernando	07CV05366
54	Medina, Rosa	07CV4491
55	Melendez, Maria	07CV05397
56	Mendez, Juan	07CV01664
57	Merchan, Carlos	07CV01665
58	Mora, Eugenio	06CV13168
59	Morales, Tatiana	07CV05370
60	Moreno, Sandra	07CV1670
61	Naranjo, Luis	07CV00082
62	Naranjo, Walter	07CV04496
63	Negrete, Oscar	07CV05371
64	O'Connell, Sean	07CV05374
65	Palaguachi, Rosa	07CV1680
66	Reynolds, David	07CV3446
67	Rhoden, Marcel	07CV05311
68	Riera, Maximo	07CV1519
69	Rodas, Patricio	07CV01694

70	Rojas, Jaime	07CV4511
71	Salazar, Victor	07CV4512
72	Sanchez, Edilberto	07CV05384
73	Sanchez, Rosa	06CV12488
74	Santamaria, Emanuel	07CV1528
75	Sarmiento, Edwin	07CV4515
76	Sarmiento, Galo	07CV1529
77	Serrano, Theresa	05CV8937
78	Siguencia, Raul	07CV1533
79	Suarez, Felipe	07CV1707
80	Samuel Sumba	07CV1710
81	Teham, Nicholas	07CV5564
82	Tenezaca, Julia	07CV1714
83	Teran, Cesareo	07CV05389
84	Thorpe, Jeanne	07CV1715
85	Vasquez, Rommel	07CV1543
86	Vazquez, Kattia	07CV1722
87	Vega, Severo	07CV4521
88	Villarroel, Segundo	07CV1546
89	Villarruel, Kleber (Paredes)	06CV13703
90	Walsh, Kevin	06CV12608
91	Waniurski, Robert	07CV4525
92	Watson, Ancil	07CV05391
93	Wragg, Clarence	06CV8125